



ADVISORY BOARD OF ATHLETIC TRAINERS

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Board Policy 00-002

Division of Policy and Management Responsibilities

Texas Civil Statutes, Art. 4512d, §2F requires the board to “develop and implement policies that clearly separate the policy making responsibilities of the board and the management responsibilities of the commissioner of public health and the staff of the Texas Department of Health.”

Responsibilities of the Board

1. The board shall ensure that an effective athletic trainer regulatory program is carried out using the facilities and staff of the Texas Department of Health (TDH). The program's primary purpose is to protect and promote the health, safety, and welfare of the citizens of Texas.
2. The board shall be responsible to the public for the overall conduct of board activities and shall exercise its responsibility to interpret its programs and policies to the public and defend its actions. The board shall also represent and interpret the public to the board's staff, providing and explaining public reactions to board staff.
3. The board shall establish policy to guide the routine operations of the regulatory program and to assist administrative staff in efficiently carrying out the board's objectives. The board shall also provide specialized or technical information and advice specific to the field of athletic training to assist administrative staff in efficiently carrying out the board's objectives.
4. The board shall adopt rules necessary to administer and enforce the Athletic Trainers Act (the Act; Occupations Code, Chapter 451 and Texas Civil Statutes, Art. 4512d), including rules that establish standards of ethical practice, guidelines for complaint investigations, and procedures for imposing disciplinary action.
5. The board shall become familiar with the federal and state constitutional provisions, statutes, and regulations directly affecting the board's program. The board shall seek advice and recommendations from its general counsel as appropriate.
6. The board shall provide services and make decisions in the discharge of its statutory authority without discrimination based on any person's race, creed, sex, religion, national origin, age, physical condition, or economic status.
7. The board shall impose appropriate disciplinary action authorized by law, up to and including license revocation, against a licensee who is found to have violated the Act or the board's rules issued under the Act.
8. The board shall assume responsibility, as appropriate, for implementing legislative amendments to further the existing regulatory program or to provide for new or additional athletic trainer regulation for the

benefit of Texas citizens.

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9. The board shall hold at least two regular meetings each year and shall elect officers in accordance with the Act. Meetings shall be announced and conducted under the provisions of Texas law relating to open meetings.
10. The board shall make all official decisions according to parliamentary procedure as set forth in *Robert's Rules of Order, Revised*. If a question arises concerning the interpretation of *Robert's Rules of Order, Revised*, the chair shall make the decision in the matter.
11. The board, with the assistance of TDH staff, shall keep records and minutes necessary to the orderly administration of the Act and in accordance with applicable law. The board's records are public documents subject to the provisions of Texas law relating to open records.
12. The board, with the assistance of TDH staff, shall coordinate and oversee the administration of the provisions of the Act.
13. Board members shall act fairly, nonpartisan, nondiscriminatory, and unbiased in their role protecting the public. The basis or foundation of all board member decisions shall be in the interest of public protection.
14. Board members shall conduct themselves in a manner that respects the integrity of the board, its processes, and all participants, including board members, staff, licensees, and the public.
15. Board members shall not participate in board decisions in which they will realize direct or indirect financial benefit. Board members shall not participate in board decisions in which their bias compromises their objectivity or where an appearance of bias jeopardizes the credibility of the board's decision in the matter.
16. Board members shall not speak or act for the board without proper authorization from the board.
17. Board members shall not be involved in the day-to-day management and personnel issues of the regulatory program unless requested by staff or unless authorized by statute or rule.
18. Each board member should:
 - A. understand the board's purpose and have conviction as to the importance of the program;
 - B. have the capacity to view the board and the program objectively in relation to changing needs and to be receptive to changes necessary to meet those needs;
 - C. understand the board's policy on the difference in function between the board and the TDH staff and work in genuine accord with the policy;
 - D. keep informed of developments in the field as appropriate to the work of the board;
 - E. attend and actively participate in board meetings, committee meetings, and board training programs, carrying out board assignments promptly; and
 - F. become acquainted with the program operation and the staff and make constructive suggestions and criticism regarding the program operation and staff through appropriate channels.

Responsibilities of the Texas Department of Health (TDH) and TDH Staff

1. TDH shall provide suitable office space to carry out the provisions of the Act and maintain permanent records.
2. TDH shall provide administrative, human resources, communications and technology, investigative, clerical, financial, examination, and legal services, structure, and support necessary to operate an effective athletic trainer regulatory program.

3. The Program Director and the Program Administrator shall function as board administrative staff, carry out all duties assigned to them in the Act and the board's rules, and coordinate and execute the operations of the regulatory program.
4. Board administrative staff shall exercise general supervision over individuals employed in the administration of the Act.
5. Board administrative staff may delegate duties, but shall not relinquish responsibility for outcomes.
6. Board staff shall act fairly, nonpartisan, nondiscriminatory, and unbiased in their role operating the regulatory program.
7. Board staff shall conduct themselves in a manner that respects the integrity of the board, its processes, and all participants, including board members, staff, licensees, and the public.
8. Board staff shall be responsible to the board, TDH, and the public for the overall conduct of the regulatory program's activities and shall exercise its responsibility to interpret the board's programs and policies to the public. The staff shall also represent and interpret the public to the board, providing and explaining public reactions to the board.
9. Board staff shall enforce or carry out the board's rules necessary to administer the Athletic Trainers Act (the Act; Occupations Code, Chapter 451 and Texas Civil Statutes, Art. 4512d), including rules that establish standards of ethical practice, guidelines for complaint investigations, and procedures for imposing disciplinary action.
10. Board staff shall be knowledgeable of federal and state constitutional provisions, statutes, and regulations directly affecting the program's operation. The staff shall seek advice and recommendations from the board's general counsel as appropriate.
11. Board staff shall provide services without discrimination based on any person's race, creed, sex, religion, national origin, age, physical condition, or economic status.
12. Board staff shall not speak or act for the board without proper authorization from the board.
13. Board administrative staff shall handle all correspondence for the board and obtain, assemble, or prepare reports and information that the board may modify or authorize.
14. Board administrative staff shall research, prepare, and recommend to the board rules, policies, plans, and procedures necessary to implement the purposes and objectives of the Act.
15. Board administrative staff shall assemble, review, approve, and maintain materials submitted by applicants for licensure. In some cases, board administrative staff shall request a review by a committee of the board and the committee will make the final decision regarding eligibility of those applicants.
16. Board administrative staff shall coordinate the athletic trainer licensure examination. TDH examination staff shall prepare and score examinations and assist in examination administration.
17. Board administrative staff shall attend all meetings of the board as a non-voting participant.
18. Board administrative staff shall prepare and submit to each board member, prior to each meeting, an agenda which includes items requested by members, items required by law, unfinished business, and other matters of board business which have been approved for discussion by the chair.
19. Board administrative staff shall prepare and maintain minutes of the board's proceedings and distribute them to staff, board members, the Legislative Reference Library, the Legislative Budget Board, and the Office of the Governor.

20. Board administrative staff shall be responsible for coordinating and implementing the complaint review and investigation process and for presenting verified complaints to the board for disciplinary action. Staff shall also establish and adhere to a schedule for conducting each phase of the complaint process.
21. Board administrative staff shall prepare and provide information to the public regarding the athletic trainer regulatory program.
22. Board administrative staff shall be the custodian of the records and files of the board.